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8 Attorneys for United States of America

9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA

11 SAN JOSE DIVISION

13 UNITED STATES OF AMERICA, ) No. CR 19-00046 BLF  
14 Plaintiff, )  
15 v. ) STIPULATION AND [PROPOSED] ORDER  
16 YVONNE LATTIMORE, ) SETTING HEARING DATE AND EXCLUDING  
17 Defendant. ) TIME FROM THE SPEEDY TRIAL ACT  
18 ) CALCULATION  
-----)

19 The defendant, YVONNE LATTIMORE, represented by Bruce Funk, and the government,  
20 represented by Christopher Vieira, Special Assistant United States Attorney, appeared before the Court  
21 on October 20, 2020, for a status conference. Defense counsel represented that additional time was  
22 needed for attorney preparation.

23 The Court set a further status conference for January 5, 2021, at 9:00 a.m. Defendant requested  
24 that time be excluded under the Speedy Trial Act between October 20, 2020 and January 5, 2021 to  
25 conduct necessary investigation and continue to review discovery. The government did not object to the  
26 request to exclude time.

27 Therefore, the parties agree, and the Court finds and holds, as follows:

28 1. This matter is set before this Court for a status conference on January 5, 2021.

STIPULATION AND [PROPOSED] ORDER  
CR 19-00046 BLF

1       2.     The time between October 20, 2020 and January 5, 2021 is excluded under the Speedy  
2 Trial Act. Failure to grant the requested continuance would deny defense counsel the reasonable time  
3 necessary for effective preparation, taking into account the exercise of due diligence. *See* 18 U.S.C.  
4 § 3161(h)(7)(B)(iv). The ends of justice served by granting the requested continuance outweigh the best  
5 interests of the public and the defendant in a speedy trial and in the prompt disposition of criminal cases.  
6 *See id.* § 3161(h)(7)(A).

7  
8 Dated: 10/26/2020

*/s/ Bruce Funk*

9 BRUCE FUNK  
Counsel for Defendant

10  
11 Dated: 10/26/2020

*/s/ Christopher Vieira*

12 CHRISTOPHER VIEIRA  
Special Assistant United States Attorney

13  
14 IT IS SO ORDERED.

15 Dated: \_\_\_\_\_

16 \_\_\_\_\_  
BETH LABSON FREEMAN  
United States District Judge